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UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

PETER DELVECCHIA, individually)  
and as next friend of A.D., a ) Case No.  
Minor, ) 2:29-cv-01322-KJD-NJK  
)  
Plaintiffs, )  
)  
vs. )  
)  
FRONTIER AIRLINES, INC., and )  
JOHN DOES 1 through 5, )  
inclusive, )  
)  
Defendants. )  
\_\_\_\_\_  
)

VIDEOTAPED DEPOSITION OF A.D.

Taken on Tuesday, January 28, 2020

At 10:02 o'clock a.m.

At 9950 West Cheyenne Avenue

Las Vegas, Nevada

Reported by: Helen M. Zamba, CCR #439

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1	APPEARANCES:		1 THE VIDEOGRAPHER: Good morning. We are now			
2	For the Plaintiffs: JOHN D. MCKAY, ESQ.		2 on the record.			
3	Park Avenue Law		3 This begins videotape number 1 in the			
4	127 West Fairbanks Avenue		4 deposition of A.D., a minor in the matter of Peter			
5	Suite 519		5 Delvecchia, et al. versus Frontier Airlines, Inc. in			
6	Winter Park, Florida 32789		6 United States District Court, State of Nevada, Case			
7	(800) 391-3654		7 Number 2:19-CV-01322-KJD-NJK.			
8	johndmckayatty@gmail.com		8 Today's date is January 28th, 2020. The time			
9			9 is 10:02 a.m.			
10	For the Defendants: BRIAN T. MAYE, ESQ.		10 This deposition is being taken at			
11	Adler Murphy & McQuillen		11 9950 West Cheyenne Avenue in Las Vegas, Nevada, at the			
12	20 South Clark Street		12 request of Adler Murphy McQuillen, LLP.			
13	Suite 2500		13 The videographer is Dawn Beck of Magna Legal			
14	Chicago, Illinois 60603		14 Services, and the court reporter is Helen Zamba of			
15	bmaye@amm-law.com		15 Magna Legal Services.			
16			16 Will counsel and all parties present state			
17	The Videographer: DAWN BECK		17 their appearances and whom they represent.			
18			18 MR. MCKAY: I'm John McKay of Park Avenue			
19	Also Present: PETER DELVECCHIA		19 Law, and I represent the plaintiffs.			
20			20 MR. MAYE: Brian Maye for Frontier Airlines.			
21			21 THE VIDEOGRAPHER: Will the court reporter			
22			22 please swear in the witness.			
23			23 Thereupon--			
24			24 A.D.			
25			25 was called as a witness by the Defendants, and having			
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1		I N D E X				
2	Witness	Direct	Cross	Red.	Rec.	
3	A.D.					1 been first duly sworn, testified as follows:
4	(By Mr. Maye)	5				2 (Counsel stipulated to waive the
5	(By Mr. McKay)		107			3 requirements under
6						4 Rule 30(b)(4).)
7						5 DIRECT EXAMINATION
8						6 BY MR. MAYE:
9						7 Q. Yes, A.D., so I'm going to just go over some
10						8 basic ground rules to help us with the deposition
11						9 today.
12						10 One is what your counsel mentioned. Please
13						11 try to speak up when answering. Okay?
14						12 A. (Witness nodding head.)
15						13 Q. And the second piece of advice for you is
16						14 when answering, you need to say -- you need to
17						15 verbalize your answers.
18						16 Yes, no, I understand, instead of nodding or
19						17 going like this or saying uh-huh.
20						18 A. Yes, sir.
21						19 Q. Okay. There -- perfect. So I think
22						20 you'll -- you're going to be fine today.
23						21 And if you have any questions, certainly you
24						22 can stop me and say I don't understand, can you repeat
25						23 the question. That's fine.
						24 And if I'm asking a question, try to wait for
						25 me to finish -- if I'm asking a question, try to wait

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<p>1 Q. Okay. And then -- and then she ultimately 2 did move you to new seats?</p> <p>3 A. Yes. She moved us to new seats.</p> <p>4 Q. After you were moved and before you were 5 separated, did any flight attendant ask you if you 6 wanted food or a drink?</p> <p>7 A. No. I don't remember. I don't -- okay. I 8 don't remember.</p> <p>9 Q. Yeah.</p> <p>10 A. I don't know.</p> <p>11 Q. That's totally fine. You don't remember. 12 Before being separated from your father, do 13 you recall your father ever rubbing your face?</p> <p>14 A. Can you make the question a little easier?</p> <p>15 Q. Sure. At some point on the flight, you were 16 separated from your father.</p> <p>17 Do you recall that?</p> <p>18 A. Yes, we were separated.</p> <p>19 Q. Okay.</p> <p>20 A. Got it.</p> <p>21 Q. Before that happened --</p> <p>22 A. Before it happened, yeah.</p> <p>23 Q. -- do you recall your father ever rubbing 24 your face?</p> <p>25 A. Yes.</p>	<p>1 A. Yeah.</p> <p>2 Q. Is that something he does frequently at home?</p> <p>3 A. Uh-huh.</p> <p>4 Q. Yes?</p> <p>5 A. Yes.</p> <p>6 Q. And is that something he does out in public?</p> <p>7 A. Yeah.</p> <p>8 Q. Yes?</p> <p>9 A. Wait, so you're -- yes.</p> <p>10 Q. Do you have a question?</p> <p>11 A. Um, are you trying to say that before the 12 incident happened, he was being affectionate? Is that 13 what you're saying?</p> <p>14 Like rubbing my face, is that what you're 15 saying, before it happened?</p> <p>16 Q. Before or after.</p> <p>17 A. So you're adding before and after.</p> <p>18 Q. Yes. Well -- well, let me -- let me --</p> <p>19 A. Not as much after, because --</p> <p>20 Q. Okay.</p> <p>21 A. -- of the incident. But before the incident 22 happened, yes, he did.</p> <p>23 Q. Okay. Let's stick with just before.</p> <p>24 A. Okay.</p> <p>25 Q. Before the incident and now, does your</p>
<p style="text-align: center;">Page 67</p> <p>1 Q. Okay. And do you recall why he was rubbing 2 your face?</p> <p>3 A. Just being a loving, regular father.</p> <p>4 Q. Okay. And do you recall how many times he 5 did that?</p> <p>6 A. Two times. I don't really remember, just 7 because it's what any other father does. So I don't 8 need to count how many times.</p> <p>9 Q. Okay. And do you recall how long he was 10 rubbing your face for?</p> <p>11 A. No, I don't really need to. He was just 12 being loving, so why -- why do I need to say one, two, 13 three, four, five?</p> <p>14 Q. I'm just -- just asking if you recall. 15 That's all.</p> <p>16 A. Okay.</p> <p>17 Q. So you don't -- you don't recall?</p> <p>18 A. No.</p> <p>19 Q. Okay. Is -- does your father rub your -- 20 your face frequently at home?</p> <p>21 A. Yeah.</p> <p>22 Q. And how about when you're out in public?</p> <p>23 A. Yes.</p> <p>24 Q. Prior to being separated on the plane, do you 25 recall your father rubbing your back?</p>	<p style="text-align: center;">Page 69</p> <p>1 father -- or before the incident, did your father rub 2 your back at home?</p> <p>3 A. Yes. Before the incident happened, yes, he 4 did --</p> <p>5 Q. Okay.</p> <p>6 A. -- do it.</p> <p>7 Q. And how about after the incident, at home?</p> <p>8 A. Less.</p> <p>9 Q. At home --</p> <p>10 A. Yes.</p> <p>11 Q. -- less. Okay. And -- and how about in 12 public?</p> <p>13 A. A lot less.</p> <p>14 Q. How about -- oh, after the incident at home, 15 less.</p> <p>16 A. Yes.</p> <p>17 Q. And after the incident in public, less.</p> <p>18 A. Yes.</p> <p>19 Q. Prior to being separated on the plane, did 20 you have any -- do you follow that?</p> <p>21 A. So when -- what do you mean by prior, when 22 the incident --</p> <p>23 Q. Before.</p> <p>24 A. -- happened? Before.</p> <p>25 Q. Yeah, so before. So --</p>